

Fill in this information to identify your case:

United States Bankruptcy Court for the:

NORTHERN DISTRICT OF ILLINOIS

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Elite Fitness and Gym, Inc.
2. All other names debtor used in the last 8 years  
Include any assumed names, trade names and doing business as names
3. Debtor's federal Employer Identification Number (EIN) 82-1768271
4. Debtor's address  

Principal place of business	Mailing address, if different from principal place of business
<u>805 Burlington Ave.</u>	
<u>Western Springs, IL 60558</u>	
Number, Street, City, State & ZIP Code	P.O. Box, Number, Street, City, State & ZIP Code
<u>Cook</u>	Location of principal assets, if different from principal place of business
County	
	Number, Street, City, State & ZIP Code
5. Debtor's website (URL) \_\_\_\_\_
6. Type of debtor  
☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
☐ Partnership (excluding LLP)  
☐ Other. Specify: \_\_\_\_\_

Debtor **Elite Fitness and Gym, Inc.**  
Name

Case number (if known)

**7. Describe debtor's business** A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

## B. Check all that apply:

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.  
See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

## Check one:

- ☐ Chapter 7
- ☐ Chapter 9
- ☒ Chapter 11. Check all that apply:

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

- ☒ No
- ☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor	_____	Relationship	_____
District	_____	When	_____
		Case number, if known	_____

Debtor Elite Fitness and Gym, Inc. Case number (if known) \_\_\_\_\_  
Name

## 11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

## 12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No☐ Yes.

Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐
- It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? \_\_\_\_\_

- ☐
- It needs to be physically secured or protected from the weather.

- ☐
- It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

- ☐
- Other \_\_\_\_\_

Where is the property? \_\_\_\_\_

Number, Street, City, State &amp; ZIP Code

Is the property insured?

☐ No☐ Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

## Statistical and administrative information

## 13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

## 14. Estimated number of creditors

☒ 1-49☐ 50-99☐ 100-199☐ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000

## 15. Estimated Assets

☐ \$0 - \$50,000☐ \$50,001 - \$100,000☒ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

## 16. Estimated liabilities

☐ \$0 - \$50,000☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☒ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor Elite Fitness and Gym, Inc.  
Name

Case number (if known) \_\_\_\_\_

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8-7-2018  
MM / DD / YYYY

X Mark Wolz  
Signature of authorized representative of debtor

Mark Wolz  
Printed name

Title President, Sole Director, Sole  
Shareholder

**18. Signature of attorney**

X David K. Welch  
Signature of attorney for debtor

Date 8/7/18  
MM / DD / YYYY

David K. Welch 06183621  
Printed name

Burke, Warren, MacKay & Serritella, P.C.  
Firm name

330 N. Wabash  
21st Floor  
Chicago, IL 60611  
Number, Street, City, State & ZIP Code

Contact phone 312-840-7122

Email address dwelch@burkelaw.com

06183621 IL  
Bar number and State



Fill in this information to identify the case:

Debtor name Elite Fitness and Gym, Inc.

United States Bankruptcy Court for the: NORTHERN DISTRICT OF ILLINOIS

Case number (if known) \_\_\_\_\_

☐ Check if this is an amended filing

Official Form 202

**Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

**WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**

**Declaration and signature**

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ Schedule A/B: Assets—Real and Personal Property (Official Form 206A/B)
- ☐ Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)
- ☐ Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)
- ☐ Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G)
- ☐ Schedule H: Codebtors (Official Form 206H)
- ☐ Summary of Assets and Liabilities for Non-Individuals (Official Form 206Sum)
- ☐ Amended Schedule
- ☒ Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)
- ☐ Other document that requires a declaration \_\_\_\_\_

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 8-7-2018

x

Mark Wolz  
Signature of individual signing on behalf of debtor

Mark Wolz

Printed name

President, Sole Director, Sole Shareholder

Position or relationship to debtor

**Fill in this information to identify the case:**

Debtor name **Elite Fitness and Gym, Inc.**  
 United States Bankruptcy Court for the: **NORTHERN DISTRICT OF ILLINOIS**  
 Case number (if known): \_\_\_\_\_

☐ Check if this is an amended filing

## Official Form 204

### Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
4100 Fox Valley LLC 1175 North Gary Ave. Carol Stream, IL 60188			Disputed			\$0.00
800 Hillgrove LLC 800 Hillgrove Avenue Western Springs, IL 60558			Disputed			\$415,642.23
Andy Miller Law Group 15 Spinning Wheel Rd., #210 Hinsdale, IL 60521						\$8,000.00
Direct Fitness Solutions 600 Tower Road Mundelein, IL 60060						\$7,136.19
Fitness Equipment Specialists 200 Burnet Drive Gilberts, IL 60136			Disputed			\$4,000.00
Len Mahler 11364 W. 77th Burr Ridge, IL 60527						\$137,000.00
Marlin Business Bank PO Box 13604 Philadelphia, PA 19101			Disputed			\$2,425.50
Michale Meagher 4053 Franklin Ave. Western Springs, IL 60558						\$35,000.00

Debtor **Elite Fitness and Gym, Inc.**

Case number (if known)

Name

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
<b>Superior Commercial Services 13654 Kenton Ave. Crestwood, IL 60418</b>						<b>\$129.95</b>
<b>Tri-K Supplies 24736 South Canal Road Channahon, IL 60410</b>						<b>\$1,300.00</b>
<b>Weaver Mechanical 6308 Barrett Street Downers Grove, IL 60516</b>						<b>\$4,188.86</b>
<b>Western Springs Park District 4400 Central Avenue Western Springs, IL 60558</b>						<b>\$1,500.00</b>
<b>WPB 805 Burlington LLC PO Box 31606 Chicago, IL 60631</b>						<b>\$38,104.32</b>

United States Bankruptcy Court  
Northern District of Illinois

In re Elite Fitness and Gym, Inc.

Debtor(s)

Case No.  
Chapter

11

VERIFICATION OF CREDITOR MATRIX

Number of Creditors: 16

The above-named Debtor(s) hereby verifies that the list of creditors is true and correct to the best of my (our) knowledge.

Date: 8-8-2018

Mark Wolz PRESIDENT  
Mark Wolz/President, Sole Director, Sole Shareholder  
Signer/Title



4100 Fox Valley LLC  
1175 North Gary Ave.  
Carol Stream, IL 60188

800 Hillgrove LLC  
800 Hillgrove Avenue  
Western Springs, IL 60558

Andy Miller Law Group  
15 Spinning Wheel Rd., #210  
Hinsdale, IL 60521

Direct Fitness Solutions  
600 Tower Road  
Mundelein, IL 60060

Fitness Equipment Specialists  
200 Burnet Drive  
Gilberts, IL 60136

Len Mahler  
11364 W. 77th  
Burr Ridge, IL 60527

Mark Wolz  
225 Magnolia Drive  
North Aurora, IL 60542

Marlin Business Bank  
PO Box 13604  
Philadelphia, PA 19101

Megan Funke  
225 Magnolia Drive  
North Aurora, IL 60542

Michale Meagher  
4053 Franklin Ave.  
Western Springs, IL 60558

Superior Commercial Services  
13654 Kenton Ave.  
Crestwood, IL 60418

Tri-K Supplies  
24736 South Canal Road  
Channahon, IL 60410

Weaver Mechanical  
6308 Barrett Street  
Downers Grove, IL 60516

Western Springs Park District  
4400 Central Avenue  
Western Springs, IL 60558

WPB 805 Burlington LLC  
PO Box 31606  
Chicago, IL 60631

WPB 805 Burlington, LLC  
PO Box 31606  
Chicago, IL 60631

United States Bankruptcy Court  
Northern District of Illinois

In re Elite Fitness and Gym, Inc.

Debtor(s)

Case No.

Chapter 11

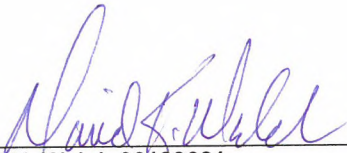
**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for Elite Fitness and Gym, Inc. in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [Check if applicable]

Date

8-7-18

  
David K. Welch 06183621

Signature of Attorney or Litigant  
Counsel for Elite Fitness and Gym, Inc.  
Burke, Warren, MacKay & Serritella, P.C.  
330 N. Wabash  
21st Floor  
Chicago, IL 60611  
312-840-7122  
dwelch@burkelaw.com